

**CHAPTER NO. 136**

**SENATE BILL NO. 1733**

**By McNally**

**Substituted for: House Bill No. 1891**

**By Bowers**

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 7, Part 1, relative to hepatitis A and B vaccinations for students.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new section:

Section 49-7-124. (a) New incoming students at any public or private institution of higher learning in this state shall return a completed waiver form pursuant to this section. A waiver form shall indicate that the institution has provided detailed information to the student concerning the risk factors for hepatitis B infection and the availability and effectiveness of vaccine for persons who are at-risk of the disease; and that the student, parent or guardian has received and reviewed the information and has chosen to have the student vaccinated or not to have the student vaccinated. In order to complete a waiver form, a student who is eighteen (18) years of age or older may sign a waiver or, for minors, the student's parent or guardian may sign the waiver.

(b) Nothing in this section shall be construed to require a school to provide or purchase vaccine against hepatitis B infection.

(c) The Tennessee higher education commission is authorized to promulgate rules and regulations to effectuate the purposes of this section. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5, the Uniform Administrative Procedures Act.

SECTION 2. This act shall take effect July 1, 2003, the public welfare requiring it.

PASSED: May 5, 2003



JOHN S. WILDER  
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 19<sup>th</sup> day of May 2003



PHIL BREDEBEN, GOVERNOR